



South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4178
(909) 396-2000 • www.aqmd.gov

A G E N D A

HYBRID GOVERNING BOARD MEETING September 1, 2023

A meeting of the South Coast Air Quality Management District Board will be held at 9:00 a.m. on Friday, September 1, 2023 through a hybrid format of in-person attendance in the Dr. William A. Burke Auditorium at the South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, and/or virtual attendance via videoconferencing and by telephone. Please follow the instructions below to join the meeting remotely.

Please refer to South Coast AQMD's website for information regarding the format of the meeting, updates, and details on how to participate at: <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>

<p>Electronic Participation Information (Instructions provided at the bottom of the agenda)</p>	<p>Join Zoom Meeting - from PC, Laptop or Phone https://scaqmd.zoom.us/j/93128605044 Meeting ID: 931 2860 5044 (applies to all) Teleconference Dial In +1 669 900 6833 or +1 253 215 8782 One tap mobile +16699006833,,93128605044# or +12532158782,,93128605044#</p> <p>Spanish Language Only Audience (telephone) Número Telefónico para la Audiencia que Habla Español Teleconference Dial In/Numero para llamar: +1 669 900 6833 Meeting ID/Identificación de la reunión: 932 0955 9643 One tap mobile: +16699006833,,93209559643#</p>
<p>Public Comment Will Still Be Taken</p>	<p>Audience will be allowed to provide public comment in person and through Zoom connection or telephone. Phone controls for participants: The following commands can be used on your phone's dial pad while in meeting: *6 (Toggle mute/unmute); *9 - Raise hand</p>
<p>Questions About an Agenda Item</p>	<ul style="list-style-type: none">▪ The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.▪ In preparation for the meeting, you are encouraged to obtain whatever clarifying information may be needed to allow the Board to move expeditiously in its deliberations.
<p>Meeting Procedures</p>	<ul style="list-style-type: none">▪ The public meeting of the South Coast AQMD Governing Board begins at 9:00 a.m. The Governing Board generally will consider items in the order listed on the agenda. However, <u>any item</u> may be considered in <u>any order</u>.▪ After taking action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

All documents (i) constituting non-exempt public records, (ii) relating to an item on the agenda, and (iii) having been distributed to at least a majority of the Governing Board after the agenda is posted, are available prior to the meeting for public review at South Coast AQMD's Clerk of the Boards Office, 21865 Copley Drive, Diamond Bar, CA 91765 or web page at www.aqmd.gov

Americans with Disabilities Act and Language Accessibility

Disability and language-related accommodations can be requested to allow participation in the Governing Board meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov. Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact the Clerk of the Boards Office at (909) 396-2500 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to cob@aqmd.gov.

A webcast of the meeting is available for viewing at:

<http://www.aqmd.gov/home/news-events/webcast>

CALL TO ORDER

- Pledge of Allegiance
- Roll Call
- Opening Comments: Vanessa Delgado, Chair
Other Board Members
Wayne Nastri, Executive Officer

Staff/Phone (909) 396-

PUBLIC COMMENT PERIOD – (Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3) The public may comment on any subject within the South Coast AQMD’s authority that does not appear on the agenda, during the Public Comment Period. Each speaker addressing non-agenda items may be limited to a total of (3) minutes.

CONSENT AND BOARD CALENDAR (Items 1 through 31)

Note: Consent and Board Calendar items held for discussion will be moved to Item No. 32

Items 1 through 4 – Action Items/No Fiscal Impact

1. Approve Minutes of August 4, 2023 **Thomas/3268**
2. Set Public Hearing October 6, 2023 to Consider **Nastri/3131**
Adoption of and/or Amendments to South Coast
AQMD Rules and Regulations:
 - Determine That Proposed Amended Rule 1405 – Control of **Krause/2706**
Ethylene Oxide Emissions from Sterilization and Related
Operations, Is Exempt from CEQA; and Amend Rule 1405

Proposed Amended Rule 1405 establishes new and enhanced control and monitoring requirements to further reduce stack and fugitive ethylene oxide emissions from sterilization operations. Proposed Amended Rule 1405 includes reporting, recordkeeping, and curtailment provisions. Proposed Amended Rule 1405 also includes inventory tracking, monitoring and reporting provisions for certain large warehouses receiving materials sterilized by ethylene oxide. This action is to adopt the Resolution: 1) Determining that Proposed Amended Rule 1405 – Control of Ethylene Oxide Emissions from Sterilization and Related Operations is exempt from the requirements of the California Environmental Quality Act; and 2) Amending Rule 1405 – Control of Ethylene Oxide Emissions from Sterilization and Related Operations. (Reviewed: Stationary Source Committee, April 21, June 16, and August 18, 2023)

3. Request Approval of Proposed Membership Roster for the AQMP Advisory Group

Rees/2856

Staff is recommending that membership be granted for the AQMP Advisory Group for a new four-year term. The current term for the AQMP Advisory Group is set to expire on September 5, 2023. The AQMP Advisory Group consists of representatives from environmental/community groups, government agencies, academia and businesses. The primary role of the AQMP Advisory Group is to review and provide recommendations to staff regarding the implementation of the 2022 AQMP and the development of SIPs aimed at demonstrating attainment of the National Ambient Air Quality Standards. In December 2002, the Blue Ribbon Panel developed recommendations for the AQMP Advisory Group, including the applicable Board Committee. The proposed action seeks to have revisions to the AQMP Advisory Group membership reviewed by the Mobile Source instead of Stationary Source Committee and to approve suggested membership roster for the AQMP Advisory Group. (Reviewed: Mobile Source, August 18, 2023; Recommended for Approval)

4. Request Approval of Proposed Membership Roster for Scientific, Technical and Modeling Peer Review Advisory Group

Rees/2856

Staff is recommending that membership be granted for the Scientific, Technical, and Modeling Peer Review (STMPR) Advisory Group for a new four-year term. The current term for this Advisory Group is set to expire on September 5, 2023. The STMPR Advisory Group comprises experts in the fields of air quality modeling, atmospheric chemistry and physics, socioeconomic modeling and public health. The primary role of this Advisory Group is to review scientific and technical approaches needed to develop a future AQMP/SIP aimed at demonstrating attainment of the National Ambient Air Quality Standards. In December 2002, the Blue Ribbon Panel developed recommendations for the STMPR Advisory Group, including the applicable Board Committee. The proposed action seeks to approve the suggested membership roster for the STMPR Advisory Group. (Reviewed: Mobile Source Committee, August 18, 2023; Recommended for Approval)

Items 5 through 16 – Budget/Fiscal Impact

5. Issue RFP and Execute Contracts for Clean Technology Truck Loaner Program Within Four AB 617 Communities

Katzenstein/2219

Through a participatory budgeting process, four Assembly Bill 617 (AB 617) Community Steering Committees prioritized \$16,590,000 of Community Air Protection Program (CAP) funds for a Clean Technology Truck Loaner Program. The four AB 617 communities include: 1) East Los Angeles, Boyle Heights, West Commerce;

2) San Bernardino, Muscoy; 3) Southeast Los Angeles; and 4) Wilmington, Carson, West Long Beach. The AB 617 Clean Technology Truck Loaner Program will allow truck owners and operators in these communities to rent zero-emission (ZE) trucks at a minimal cost. These actions are to: 1) issue an RFP to establish a list of eligible vendors to offer end-to-end short-term ZE truck rental services to owners and operators residing and operating in the four AB 617 communities; 2) authorize the Executive Officer to execute subsequent contracts with vendors to provide short-term rental services to eligible applicants participating in the AB 617 Clean Technology Truck Loaner Program in an amount not to exceed \$16,590,000 from the CAP AB 134 Fund (77); 3) reimburse the General Fund for administrative costs up to \$1,032,875 from the CAP AB 134 Fund (77) for staff time to implement the AB 617 Clean Technology Truck Loaner Program; and 4) transfer and appropriate up to \$4,000 from the administrative portion of CAP AB 134 Fund (77) into Technology Advancement's FY 2023-24 Budget, Services and Supplies Major Object, Public Notice and Advertisement account for administrative costs to implement the AB 617 Clean Technology Truck Loaner Program. (Reviewed: Technology Committee, August 18, 2023; Recommended for Approval)

6. Approve Additional Funding for Residential Electric Vehicle Charging Incentive Program

Katzenstein/2219

South Coast AQMD four-county jurisdiction. Staff is proposing to revise this program to focus solely on low-income residents while still providing the same \$500 rebate on a first come, first serve basis. This action is to request funding of up to \$200,000 from the Clean Fuels Program Fund (31) to continue the year-round Residential EV Charging Incentive Program. (Reviewed; Technology Committee, August 18 2023; Recommended for Approval)

7. Recognize Revenue, Appropriate Funds, Issue Solicitations and Purchase Orders for Air Monitoring Equipment

Low/2269

South Coast AQMD is expected to receive a Federal grant award up to \$655,042 from U.S. EPA under the Inflation Reduction Act. These actions are to: 1) recognize revenue and appropriate these funds into the Monitoring and Analysis and Compliance and Enforcement Divisions' FY 2023-24 and/or 2024-25 Budgets; and 2) issue solicitations and purchase orders for air monitoring equipment. (Reviewed: Administrative Committee, August 11, 2023; Recommended for Approval)

8. Transfer and Appropriate Funds for Air Monitoring Programs and Issue Purchase Order(s) for Two Vehicles **Low/2269**

South Coast AQMD previously received Federal grant awards from the Federal Government and U.S. EPA to continue implementing the Enhanced Particulate Monitoring and PAMS Programs, including funds for the purchase of new vehicles. However, additional funds are needed for the purchase of new zero-emission vehicles. These actions are to transfer funds up to \$91,766 from the Clean Fuels Program Fund to the Monitoring and Analysis Division FY 2023-24 Budget and authorize the Procurement Manager to issue solicitations and purchase order(s) for two zero-emission vehicles. (Reviewed: Technology Committee, August 18, 2023; Recommended for Approval)

9. Appropriate Funds, Issue Solicitations and Purchase Orders for Air Monitoring and Laboratory Equipment **Low/2269**

South Coast AQMD FY 2023-24 Annual Budget approved the purchase of air monitoring and laboratory equipment. This action is to appropriate additional funds, issue solicitations and purchase orders for air monitoring and laboratory equipment for supporting AB 617 community air monitoring and ethylene oxide measurement efforts. (Reviewed: Administrative Committee, August 11, 2023; Recommended for Approval)

10. Transfer and Appropriate Funds for Independent Audit of Rule 1180 Fenceline Air Monitoring Network **Low/2269**

Rule 1180 mandates the implementation of real-time observations of air quality at or near the fenceline of all major refineries in the Basin, and in nearby communities. In June 2018, the Board created the Rule 1180 Special Revenue Fund (78) to establish community air monitoring near refineries. FY 2023-24 Budget for this program is approximately \$4.6 million in annual fees from refineries for community air monitoring. These actions are to transfer and appropriate \$700,000 from the Rule 1180 Special Revenue Fund (78), and appropriate \$500,000 from the General Fund Undesignated (Unassigned) Fund Balance to Monitoring and Analysis' FY 2023-24 Budget for an independent audit of the Rule 1180 fenceline air monitoring network. (Reviewed: Administrative Committee, August 11, 2023; Recommended for Approval)

11. Appropriate Funds and Issue Solicitations and Purchase Orders to Implement Air Quality Community Training in Eastern Coachella Valley **Higgins/3309**

U.S. EPA awarded South Coast AQMD a grant from the State Environmental Justice Cooperative Agreement Program to implement an Air Quality Academy to improve environmental literacy and air quality data in the Eastern Coachella Valley. Established in 2021, the Air Quality Academy provides training on

the application and usage of air quality sensors, interpretation of the air quality index, and preventive actions to reduce air pollution exposure. U.S. EPA approved a one year no-cost extension of this grant to continue implementation until October 2024. This action is to appropriate the remaining balance of \$41,396 to the Diversity, Equity and Inclusion with Community Air Programs Office and \$6,258 to the Monitoring and Analysis Division FY 2023-24 and/or FY 2024-25 Budgets and to issue solicitations and purchase orders. (Reviewed: Administrative Committee August 11, 2023; Recommended for Approval)

12. Appropriate Funds from the Undesignated (Unassigned) Fund Balance for Permitting Enhancement Program

Wong/3176

In order to implement the Chair's Initiative related to the Permitting Enhancement Program, assistance from retirees is temporarily needed to continue on an as needed basis for a maximum amount of \$400,000. This action is to appropriate this amount from the General Fund Undesignated (Unassigned) Fund Balance into Engineering and Permitting's FY 2023-24 Budget. (Reviewed: Administrative Committee, August 11, 2023; Recommended for approval).

13. Execute Contract(s) for Legislative Representation in Sacramento, California

Alatorre/3122

In May 2023, the Board approved release of an RFP to solicit proposals for legislative representation in Sacramento, California. Four separate proposals were received from Actum, LLC, California Advisors, LLC, Joe A. Gonsalves & Son and The Monares Group. On August 11, 2023, the Legislative Committee recommended approval of the execution of contract(s) with California Advisors, LLC for \$143,836 and Joe A. Gonsalves & Son for \$143,836 for legislative representation in Sacramento, California. (Reviewed: Legislative Committee, August 11, 2023; Recommended for Approval)

14. Approve Revisions to Class Specifications; Amend Salary Resolution to Revise Salaries as Part of Revision Process; Amend FY 2023-24 Budget By Adding and Deleting Positions to Address Operational Needs

Olvera/2309

This item is to revise the Deputy Clerk, Deputy Clerk/Transcriber, and Senior Deputy Clerk class specifications based on a classification study of Clerk of the Boards Office positions. In addition, based upon an internal review of case settlement and investigation functions in the General Counsel's Office, staff recommends revisions to the Paralegal, Senior Paralegal, Investigator, and Supervising Investigator class specifications. This item would also increase the salaries for the updated Deputy Clerk/Transcriber and Senior Deputy Clerk positions, the Paralegal

and Senior Paralegal positions, and the Supervising Air Quality Inspector position as a related matter. As part of this organizational review process, staff also recommends adding and deleting classifications in the General Counsel's Office to reflect the functions of the proposed revised class specifications. (Reviewed: Administrative Committee, August 11, 2023, Recommended for Approval)

15. Appropriate Funds and Amend Contract with Strumwasser & Woocher, LLP to Provide Representation and Advice to South Coast AQMD Hearing Board

Nakamura/3105

In December 2022, the Board authorized \$125,000 for the law firm of Strumwasser & Woocher, LLP to provide legal representation and advice to the Hearing Board on a litigation matter. A contract in an amount not to exceed \$125,000 was executed in January 2023. This action is to appropriate an additional \$300,000 for specialized legal counsel and services as requested by the South Coast AQMD Hearing Board, from the General Fund Undesignated (Unassigned) Fund Balance to the Clerk of the Boards' FY 2023-24 Budget, Services and Supplies Major Object, Professional and Special Services Account, and amend the contract with Strumwasser & Woocher, LLP to add funds in an amount not to exceed \$300,000 for specialized legal counsel and services in a litigation matter. (Reviewed: Administrative Committee, August 11, 2023; Recommended for Approval)

16. Approve Contract Awards as Approved by MSRC

McCallon

As part of their FYs 2021-24 Work Program, the MSRC approved two awards under their Request for Information for Publicly Accessible Goods Movement Zero-Emission Infrastructure. At this time, the MSRC seeks Board approval of the contract awards as part of the 2021-24 Work Program. (Reviewed: Mobile Source Air Pollution Reduction Review Committee, August 17, 2023; Recommended for Approval)

Items 17 through 25 – Information Only/Receive and File

17. Legislative, Public Affairs and Media Report

Alatorre/3122

This report highlights the July 2023 outreach activities of the Legislative, Public Affairs and Media Office, which includes: Major Events, Community Events/Public Meetings, Environmental Justice Update, Speakers Bureau/Visitor Services, Communications Center, Public Information Center, Business Assistance, Media Relations and Outreach to Business and Federal, State and Local Government. (No Committee Review)

18. Hearing Board Report **Verdugo-Peralta**
- This reports the actions taken by the Hearing Board during the period of June 1 through July 31, 2023. (No Committee Review)
19. Civil Filings and Civil Penalties Report **Gilchrist/3459**
- This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from June 1, 2023 through July 31, 2023. An Index of South Coast AQMD Rules is attached with the penalty report. (Reviewed: Stationary Source Committee, August 18, 2023)
20. Intergovernmental Review of Environmental Documents and CEQA Lead Agency Projects **Krause /2706**
- This report provides a listing of CEQA documents received by South Coast AQMD between July 1, 2023 and July 31, 2023, and those projects for which South Coast AQMD is acting as lead agency pursuant to CEQA. (Reviewed: Mobile Source Committee, August 18, 2023)
21. Rule and Control Measure Forecast **Rees/2856**
- This report highlights South Coast AQMD rulemaking activities and public hearings scheduled for 2023. (No Committee Review)
22. Report of RFQs/RFPs Scheduled for Release in September **Jain/2804**
- This report summarizes the RFQs/RFPs for budgeted services over \$100,000 scheduled to be released for advertisement for the month of September. (Reviewed: Administrative Committee, August 11, 2023)
23. FY 2022-23 Contract Activity **Jain/2804**
- This report lists the number of contracts let during FY 2022-23, the respective dollar amounts, award type and the authorized contract signatory for South Coast AQMD. This report includes the data provided in the March 3, 2023 report covering contract activity for the first six months of FY 2022-23. (No Committee Review)
24. Status Report on Major Ongoing and Upcoming Projects for Information Management **Moskowitz/3329**
- Information Management is responsible for data systems management services in support of all South Coast AQMD operations. This action is to provide the monthly status report on major automation contracts and planned projects. (Reviewed: Administrative Committee, August 11, 2023)

25. Status Report on Regulation XIII – New Source Review **Aspell/2491**

This report presents the state and federal Final Determination of Equivalency for January 2021 through December 2021. The report provides information regarding the status of Regulation XIII – New Source Review (NSR) in meeting state and federal NSR requirements and shows that South Coast AQMD's NSR program is in final compliance with applicable state and federal requirements from January 2021 through December 2021. (Reviewed: Stationary Source Committee, August 18, 2023)

Items 26 through 31 -- Reports for Committees and CARB

The July and August meetings of the CARB Board were cancelled.

- | | | |
|---|-------------------|-------------------------|
| 26. Administrative Committee (Receive & File) | Chair: Delgado | Nastri/3131 |
| 27. Legislative Committee | Chair: Cacciotti | Alatorre/3122 |
| 28. Mobile Source Committee (Receive & File) | Chair: Kracov | Rees/2856 |
| 29. Stationary Source Committee (Receive & File) | Chair: McCallon | Aspell/2491 |
| 30. Technology Committee (Receive & File) | Chair: Rodriguez | Katzenstein/2219 |
| 31. Mobile Source Air Pollution Reduction Review Committee (Receive & File) | Board Rep: Hagman | Katzenstein/2219 |
| 32. <u>Items Deferred from Consent and Board Calendar</u> | | |

STAFF PRESENTATION/BOARD DISCUSSION/RECEIVE AND FILE

33. Update on Development of Rail Yard Facility Based Mobile Source Measures **MacMillan/3244**

Staff will provide an update on development of potential indirect source rules and a memorandum of understanding addressing emissions associated with new and existing rail yards. (Reviewed: Mobile Source Committee, August 18, 2023)

PUBLIC HEARINGS

34. Certify Final Environmental Assessment for Proposed Amended Rule 1178 – Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities; and Amend Rule 1178 **Krause/2706**

Proposed Amended Rule 1178 will establish enhanced leak detection and repair requirements and more stringent control requirements on tanks that store crude oil, additional seals for

internal floating roof tanks, and a higher control efficiency requirement for emission control systems. The proposed amended rule will also include provisions for true vapor pressure testing and will update reporting and recordkeeping requirements. This action is to adopt the Resolution: 1) Certifying the Final Environmental Assessment for Proposed Amended Rule 1178 – Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities, and 2) Amending Rule 1178 – Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities. (Reviewed: Stationary Source Committee, June 16, and August 18, 2023)

35. Determine That Proposed Amended Rule 1111 – Reduction of NO_x Emissions from Natural-Gas-Fired, Fan-Type Central Furnaces, Is Exempt From CEQA; and Amend Rule 1111

Krause/2706

Rule 1111 establishes a NO_x emission limit of 14 ng/J for residential and commercial gas furnaces. Proposed Amended Rule 1111 will extend the mitigation fee alternate compliance option end date from September 30, 2023 to September 30, 2025 for mobile home furnaces. All other types of furnaces subject to Rule 1111 have fully implemented the 14 ng/J NO_x limit; mobile home furnaces are the last type with the mitigation fee alternate option. This action is to adopt the Resolution: 1) Determining that Proposed Amended Rule 1111 – Reduction of NO_x Emissions from Natural-Gas-Fired, Fan-Type Central Furnaces, is exempt from the requirements of the California Environmental Quality Act; and 2) Amending Rule 1111 – Reduction of NO_x Emissions from Natural-Gas-Fired, Fan-Type Central Furnaces. (Reviewed: Stationary Source Committee, August 18, 2023)

OTHER BUSINESS

36. Execute Contract for Independent Audit Services for FYs Ending June 30, 2023, 2024, and 2025

Jain/2804

On November 4, 2022, the Board approved release of an RFP for independent financial audit services. Four qualified proposals were submitted and reviewed by the Administrative Committee at its March 10, 2023 meeting. Although the Board initially selected The Pun Group, LLP it is now necessary to select another firm due to their resignation and to complete the audit ahead of the fast-approaching deadlines. This action is to execute a contract with the second ranked firm Lance, Soll & Lunghard, LLP. (No Committee Review)

BOARD MEMBER TRAVEL – (No Written Material)

Board member travel reports have been filed with the Clerk of the Boards, and copies are available upon request.

CLOSED SESSION -- (No Written Material)

Gilchrist/3459

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

It is necessary for the Board to recess to closed session pursuant to Government Code sections 54956.9(a) and 54956.9(d)(1) to confer with its counsel regarding pending litigation which has been initiated formally and to which the South Coast AQMD is a party. The actions are:

- In the Matter of South Coast Air Quality Management District v. Southern California Gas Company, Aliso Canyon Storage Facility, South Coast AQMD Hearing Board Case No. 137-76 (Order for Abatement); People of the State of California, ex rel South Coast Air Quality Management District v. Southern California Gas Company, Los Angeles Superior Court Case No. BC608322; Judicial Council Coordinated Proceeding No.4861;
- South Coast Air Quality Management District, et al. v. EPA, United States Court of Appeals, D.C. Circuit, Case No. 19-1241 (consolidated with Union of Concerned Scientists v. NHTSA, No. 19-1230);
- South Coast Air Quality Management District, et al. v. NHTSA, EPA, et al., United States Court of Appeals, D.C. Circuit, Filed May 28, 2020;
- Natural Resources Defense Council, et al. v. City of Los Angeles, et al., San Diego Superior Court, Case No. 37-2021-00023385-CU-TT-CTL (China Shipping Case) (transferred from Los Angeles Superior Court, Case No. 20STCP02985); Fourth District Court of Appeal, Division One, No. D080902;
- California Trucking Association v. South Coast Air Quality Management District; the Governing Board of the South Coast Air Quality Management District; and Does 1 through 25, inclusive, U.S. District Court for the Central District of California, Case No. 2:21-cv-06341;
- In the Matter of South Coast Air Quality Management District v. Baker Commodities, South Coast AQMD Hearing Board Case No. 6223-1 (Order for Abatement); Baker Commodities, Inc. v. South Coast Air Quality Management District Hearing Board; South Coast Air Quality Management District; South Coast Air Quality Management District Hearing Board Members: Cynthia Verdugo-Peralta, Robert Pearman, Micah Ali, and Allan Bernstein, DPM MBA, in their official capacities only; and 100 Does and Roes, Los Angeles County Superior Court, Case No. 22STCP03597;
- South Coast Air Quality Management District v. EPA, U.S. District Court for the Central District of California, Case No. 2:23-cv-02646; and
- East Yard Communities for Environmental Justice, et al. v. South Coast Air Quality Management District, the Governing Board of the South Coast Air Quality Management District, the California Air Resources Board, and Does 1 through 25, Inclusive, U.S. District Court for the Central District of California, Case No. 2:23-cv-06682.

CONFERENCE WITH LEGAL COUNSEL – INITIATING LITIGATION

It is also necessary for the Board to recess to closed session pursuant to Government Code section 54956.9(a) and 54956.9(d)(4) to consider initiation of litigation (three cases).

- Center for Biological Diversity and Center for Environmental Health v. Michael S. Regan, in his official capacity as Administrator, United States Environmental Protection Agency, U.S. District Court for the Northern District of California, Case No. 4:23-cv-00148 (PM 2.5); and
- Western States Trucking Association, Inc. v. EPA, et al., United States Court of Appeals, D.C. Circuit, Case No. 23-1143.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Also, it is necessary for the Board to recess to closed session pursuant to Government Code section 54956.9(d)(2) to confer with its counsel because there is a significant exposure to litigation against the South Coast AQMD (two cases).

CONFERENCE WITH LABOR NEGOTIATORS

It Is also necessary to recess to closed session pursuant to Government Code section 54957.6 to confer with labor negotiators:

Agency Designated Representative: A. John Olvera, Deputy Executive Officer – Administrative & Human Resources;

- Employee Organization(s): Teamsters Local 911, and South Coast AQMD Professional Employees Association; and
- Unrepresented Employees: Designated Deputies and Management and Confidential employees.

ADJOURNMENT

*****PUBLIC COMMENTS*****

Members of the public are afforded an opportunity to speak on any agenda item before consideration of that item. Persons wishing to speak may do so in person or remotely via Zoom or telephone. To provide public comments via a Desktop/Laptop or Smartphone, click on the “Raise Hand” at the bottom of the screen, or if participating via Dial-in/Telephone Press *9. This will signal to the host that you would like to provide a public comment and you will be added to the list.

All agendas are posted at South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, and website, <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>, at least 72 hours in advance of the meeting. At the beginning of the agenda, an opportunity is also provided for the public to speak on any subject within the South Coast AQMD's authority. Speakers may be limited to a total of three (3) minutes for the entirety of the Consent Calendar plus Board Calendar, and three (3) minutes or less for each of the other agenda items.

Note that on items listed on the Consent Calendar and the balance of the agenda any motion, including action, can be taken (consideration is not limited to listed recommended actions). Additional matters can be added and action taken by two-thirds vote, or in the case of an emergency, by a majority vote. Matters raised under the Public Comment Period may not be acted upon at that meeting other than as provided above.

Written comments will be accepted by the Board and made part of the record. Individuals who wish to submit written or electronic comments must submit such comments to the Clerk of the Board, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765-4178, (909) 396-2500, or to cob@aqmd.gov, on or before 5:00 p.m. on the Tuesday prior to the Board meeting.

ACRONYMS

AQ-SPEC = Air Quality Sensor Performance Evaluation Center	NATTS =National Air Toxics Trends Station
AQIP = Air Quality Investment Program	NESHAPS = National Emission Standards for Hazardous Air Pollutants
AQMP = Air Quality Management Plan	NGV = Natural Gas Vehicle
AVR = Average Vehicle Ridership	NOx = Oxides of Nitrogen
BACT = Best Available Control Technology	NSPS = New Source Performance Standards
BARCT = Best Available Retrofit Control Technology	NSR = New Source Review
Cal/EPA = California Environmental Protection Agency	OEHHA = Office of Environmental Health Hazard Assessment
CARB = California Air Resources Board	PAMS = Photochemical Assessment Monitoring Stations
CEMS = Continuous Emissions Monitoring Systems	PEV = Plug-In Electric Vehicle
CEC = California Energy Commission	PHEV = Plug-In Hybrid Electric Vehicle
CEQA = California Environmental Quality Act	PM10 = Particulate Matter ≤ 10 microns
CE-CERT =College of Engineering-Center for Environmental Research and Technology	PM2.5 = Particulate Matter ≤ 2.5 microns
CNG = Compressed Natural Gas	RECLAIM=Regional Clean Air Incentives Market
CO = Carbon Monoxide	RFP = Request for Proposals
DOE = Department of Energy	RFQ = Request for Quotations
EV = Electric Vehicle	RFQQ=Request for Qualifications and Quotations
EV/BEV = Electric Vehicle/Battery Electric Vehicle	SCAG = Southern California Association of Governments
FY = Fiscal Year	SIP = State Implementation Plan
GHG = Greenhouse Gas	SOx = Oxides of Sulfur
HRA = Health Risk Assessment	SOON = Surplus Off-Road Opt-In for NOx
LEV = Low Emission Vehicle	SULEV = Super Ultra Low Emission Vehicle
LNG = Liquefied Natural Gas	TCM = Transportation Control Measure
MATES = Multiple Air Toxics Exposure Study	ULEV = Ultra Low Emission Vehicle
MOU = Memorandum of Understanding	U.S. EPA = United States Environmental Protection Agency
MSERCs = Mobile Source Emission Reduction Credits	VOC = Volatile Organic Compound
MSRC = Mobile Source (Air Pollution Reduction) Review Committee	ZEV = Zero Emission Vehicle

INSTRUCTIONS FOR ELECTRONIC PARTICIPATION

Instructions for Participating in a Virtual Meeting as an Attendee

As an attendee, you will have the opportunity to virtually raise your hand and provide public comment.

Before joining the call, please silence your other communication devices such as your cell or desk phone. This will prevent any feedback or interruptions during the meeting.

For language interpretation:

Click the interpretation Globe icon at the bottom of the screen

Select the language you want to hear (either English or Spanish)

Click "Mute Original Audio" if you hear both languages at the same time.

Para interpretación de idiomas:

Haga clic en el icono de interpretación el globo terráqueo en la parte inferior de la pantalla

Seleccione el idioma que desea escuchar (inglés o español)

Haga clic en "Silenciar audio original" si escucha ambos idiomas al mismo tiempo.

Please note: During the meeting, all participants will be placed on Mute by the host. You will not be able to mute or unmute your lines manually.

After each agenda item, the Chair will announce public comment.

Speakers may be limited to a total of 3 minutes for the entirety of the consent calendar plus board calendar, and three minutes or less for each of the other agenda items.

A countdown timer will be displayed on the screen for each public comment.

If interpretation is needed, more time will be allotted.

Directions to provide public comment on ZOOM from a DESKTOP/LAPTOP or SMARTPHONE:

Click on the "Raise Hand" feature at the bottom of the screen.

This will signal to the host that you would like to provide a public comment and you will be added to the list.

Directions to provide public comment via TELEPHONE:

Dial *9 on your keypad to signal that you would like to comment.

Directions for Spanish Language TELEPHONE line only:

- The call in number is the same (+1 669 900 6833)
- The meeting ID number is 932-0955-9643
- If you would like to make public comment, please dial *9 on your keypad to signal that you would like to comment.

Instrucciones para la línea de TELÉFONO en español únicamente:

- El número de llamada es el mismo (+1 669900 6833 o +1 93209559643)
- El número de identificación de la reunión es 932-0955-9643
- Si desea hacer un comentario público, marque *9 en su teclado para indicar que desea comentar.